

# Memorandum

## City of Las Vegas Neighborhood Services Department

To: Beverly Bridges, CMC, City Clerk  
From: Devin S. Smith, Manager – Neighborhood Response Division  
CC: File  
Date: June 29, 2009  
Re: Report of Expenses for the abatement of nuisance located at 2111 Stewart Avenue - Ward 3 (Reese)

*LVMC Ordinance 5873 authorizes the City of Las Vegas to assess and collect a re-inspection fee of \$120.00 if the nuisance violation(s) are not brought into compliance by the re-inspection date on this notice. An additional fee of \$180.00 per hour, one-hour minimum (not to be pro-rated), will be charged for each additional inspection after the initial re-inspection. In addition, LVMC 9.04.020 and 9.040.040 authorizes the city to assess a civil penalty concurrently with the re-inspection fees assessed. On the 2nd re-inspection a \$180 re-inspection fee + a \$150.00 civil penalty will be assessed; on the 3rd re-inspection a \$180 re-inspection fee + a \$300.00 civil penalty will be assessed; on the 4th re-inspection and any future re-inspections will be assessed a \$180 re-inspection fee + a \$500.00 civil penalty. Additionally, every person who causes or maintains a public nuisance, or who willfully omits or refuses to perform any legal duty relating to the abatement of such nuisance (1) shall be guilty of a misdemeanor; (2) shall be liable civilly to the City and, upon such findings shall be responsible to pay civil penalties of not more than five hundred (\$500.00) dollars per day, or for commercial properties; civil penalties of not more than one thousand (\$1000.00) per day, for each day that any nuisance remained unabated after the date specified for abatement in the notice of violation. The \$500.00 or \$1000 daily civil penalty will be determined at the discretion of the city council. Any and all unpaid fees are subject to collection and/or liens.*

After giving due process, notification, and an opportunity for an appeal hearing as specified in the Las Vegas Municipal Code for "Nuisance," the Department of Neighborhood Services caused the above-referenced property to be corrected by removing trash, debris, fence, and placing landscape rock in front area. The abatement was completed by Regency Design & Landscaping, Inc on February 25, 2009 at a cost of \$450.00, which was accepted by the Department of Neighborhood Services.

|   |                          |
|---|--------------------------|
| <b>Contract Amount Breakdown:</b>   |                          |
| Remove trash, debris, fence and place landscape rock in front area.   | \$450.00                 |
| <b>AMOUNT DUE:</b>  | <b>\$450.00</b>          |
| Administrative Processing Fee:  | \$67.50                  |
| Sub-Total:  | \$517.50                 |
| Reinspection Fees (w/late fees):  | \$1,122.00               |
| Civil Penalties:  | \$1,950.00               |
| <b>TOTAL AMOUNT DUE:</b>  | <b>\$3,589.50</b>        |
|   |                          |
| <b>Daily Civil Penalties – 96 days @ \$500 a day<br/>(excluding civil penalty fees already assessed)<br/>November 22, 2008 to February 25, 2009</b> | <b>\$46,200.00</b>       |
| <b>MAXIMUM TOTAL:</b>   | <b>\$49,789.50</b>       |
|   |                          |
| <b>OWNER OF RECORD:</b>   | MARYAM KAVEH             |
| <b>PROPERTY ABATED:</b>   | 2111 Stewart Avenue      |
| <b>ASSESSOR PARCEL:</b>   | 139-35-611-082           |
| <b>LEGAL DESCRIPTION:</b>   | BOULDER DAM HOMESITE ADD |
|   | TRACT #03                |
|   | PLAT BOOK 1 PAGE 79      |
|   | LOT 45 BLOCK 3 & LOT 46  |

DSS:jl